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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

COUNTY OF SANTA CRUZ, CALIFORNIA;
CITY OF SANTA CRUZ, CALIFORNIA;
VALERIE CORRAL; ELADIO V. ACOSTA;
JENNIFER LEE HENTZ; HAROLD F.
MARGOLIN; LEVI CASTRO; DOROTHY
GIBBS; JAMES DANIEL BAEHR; MICHAEL
CHESLOSKY and WO/MEN'S ALLIANCE
FOR MEDICAL MARIJUANA,

Plaintiffs,

v.

ALBERTO R. GONZALES, Attorney General of
the United States; KAREN P. TANDY,
Administrator of the Drug Enforcement
Administration; JOHN P. WALTERS, Director of
the Office of National Drug Control Policy; and
30 UNKNOWN DRUG ENFORCEMENT
ADMINISTRATION AGENTS,

Defendants.

Case No.: 03-CV-1802 JF

**STIPULATION AND [PROPOSED]
ORDER TO RESCHEDULE CASE
MANAGEMENT CONFERENCE**

Date: December 1, 2006
Time: 10:30 a.m.
Place: Courtroom 3, Fifth Floor
Judge: Honorable Jeremy Fogel

1 Plaintiffs and Defendants through their counsel of record stipulate to reschedule the Case
2 Management Conference set for December 1, 2006 until after the disposition of Defendants'
3 motion to dismiss Plaintiffs' First, Second, Third, Fourth and Sixth Causes of Action.

4 1. On June 23, 2006 this court heard oral argument on Defendants' motion to
5 dismiss the Fifth Cause of Action in Plaintiffs' First Amended Complaint as well as Defendants'
6 motion to dismiss the First, Second, Third, Fourth and Sixth Causes of Action in Plaintiffs' First
7 Amended Complaint. During the hearing, the Court indicated that it was inclined to withhold a
8 ruling on Defendants' motion to dismiss Plaintiffs' First, Second, Third, Fourth, and Sixth
9 Causes of Action pending a ruling by the United States Court of Appeals for the Ninth Circuit in
10 *Raich v. Gonzales*, No. 03-15481, which was argued on March 27, 2006.

11 2. On July 18, 2006, this court granted in part and denied in part Defendants' motion
12 to dismiss Plaintiffs' Fifth Cause of Action.

13 3. The parties are currently awaiting disposition of Defendants' motion to dismiss
14 the First, Second, Third, Fourth and Sixth Causes of Action. The Parties request that the Case
15 Management Conference currently scheduled for December 1, 2006 be continued until after the
16 Court has issued its order with respect to Plaintiffs' remaining claims.

1
2 DATED: November 29, 2006

BINGHAM McCUTCHEN LLP

3
4 By: /s/

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5 DATED: November 29, 2006
6

UNITED STATES ATTORNEY'S OFFICE

7 By: /s/
Mark T. Quinlivan
8 Attorneys for Defendants
9

10
11
12 PURSUANT TO STIPULATION, IT IS SO ORDERED.

13 DATED: 12/1, 2006
14



Hon. Jeremy Fogel
U.S. District Court Judge